

1 JUDGE JOHN H. CHUN
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 UNITED STATES OF AMERICA, } No. CR22-069-JHC
8 } Plaintiff, } ORDER GRANTING THE
9 } v. } UNOPPOSED MOTION TO
10 DWIGHT C. HENLINE, } } CONTINUE TRIAL AND PRETRIAL
11 } Defendant. } MOTIONS DATES

12 THE COURT has considered the unopposed motion of the parties to continue
13 the trial date and pretrial motions deadline and finds that:

14 (a) taking into account the exercise of due diligence, a failure to grant a
15 continuance in this case would deny counsel for the defendant the reasonable time
16 necessary for effective preparation due to counsel's need for more time to review the
17 evidence, consider possible defenses, and gather evidence material to the defense, as set
18 forth in 18 U.S.C. § 3161(h)(7)(B)(iv); and

19 (b) a failure to grant such a continuance in this proceeding would likely result in
20 a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

21 (c) the additional time requested is a reasonable period of delay, as the defendant
22 has requested more time to prepare for trial, to investigate the matter, to gather evidence
23 material to the defense, and to consider possible defenses; and

24 (d) this discovery and issues in this case are complex, warranting additional time
25 for preparation, as set forth in 18 U.S.C. § 3161(h)(7)(B)(ii); and

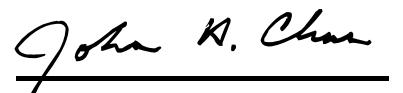
1 (e) the ends of justice will best be served by a continuance, and the ends of
2 justice outweigh the best interests of the public and the defendant in any speedier trial,
3 as set forth in 18 U.S.C. § 3161(h)(7)(A); and

4 (f) the additional time requested between the current trial date of November 14,
5 2022 and the new trial date is necessary to provide counsel for the defendant the
6 reasonable time necessary to prepare for trial, considering counsel's schedule and all of
7 the facts set forth above; and

8 (g) the period of delay from the date of this order to the new trial date is
9 excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

10 IT IS THEREFORE ORDERED that the trial date in this matter shall be
11 continued to June 20, 2023 and that pretrial motions shall be filed no later than
12 May 11, 2023.

13 DONE this 1st day of September, 2022.

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17 John H. Chun
United States District Judge

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19 Presented by:

20 s/ *Dennis Carroll*
21 Assistant Federal Public Defender
22 Attorney for Dwight C. Henline